

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
JONESBORO DIVISION**

PAULINE LOMAX

PLAINTIFF

V.

CASE NO. 3:19-CV-124-KGB-BD

CRAIGHEAD COUNTY JAIL

DEFENDANT

INITIAL ORDER FOR *PRO SE* PRISONER-PLAINTIFFS

Ms. Lomax: Dana Presley filed this federal civil rights lawsuit *pro se*, that is, without the help of a lawyer, on behalf of Lisa Ann Buttler, Billie Jo Cossey, and you. Each Plaintiff—you, Ms. Presley, Ms. Butler, and Ms. Cossey—will litigate her claims in a separate lawsuit. There are rules and procedures that you must follow in order to proceed with your lawsuit, even though you are not a lawyer.

First: Follow All Court Rules. You must comply with the Federal Rules of Civil Procedure as well as Local Rules for the Eastern District of Arkansas. In particular, Local Rule 5.5(c)(2) explains requirements for plaintiffs, like you, who are not represented by a lawyer:

1. You must promptly notify the Clerk and the other parties in the case of any change in address. If you do not keep the Court informed as to your current address, your lawsuit can be dismissed.
2. You must monitor the progress of your case and prosecute the case diligently.
3. You must sign all pleadings and other papers filed with the Court, and each paper you file must include your current address.
4. If you fail to timely respond to a Court Order directing action on your part, the case may be dismissed, without prejudice.

Second: Pay the Filing Fee. Every civil case - including this one - requires every plaintiff to pay a filing fee either at the beginning of the lawsuit or, if she cannot afford to pay the entire fee in a lump sum, to apply to proceed *in forma pauperis* (“IFP”) and pay a \$350 filing fee in monthly installments. Here, you have not filed a complete IFP application or paid the statutory filing fee.

The Clerk of Court is directed to enclose an IFP application along with a copy of this Order. **You must return a completed IFP application, or pay the \$400.00 filing fee within thirty (30) days of the date of this Order. Otherwise, your lawsuit will be dismissed.**

Third: No Right to Appointed Counsel. This is a civil case. Unlike criminal cases, there is no right to have an appointed lawyer in a civil case. If your case proceeds to a trial, however, a lawyer may be appointed to assist you before trial.

Fourth: Do Not File Your Discovery Requests. Discovery requests, such as interrogatories and requests for documents, are not to be filed with the Court. Instead, discovery requests should be sent to counsel for the defendant (or directly to the defendant if he or she is not represented by a lawyer). No discovery should be sent to a defendant until after that defendant has been served with the complaint.

Fifth: Do Not Send Documents to Court Except in Two Situations. You may send documents or other evidence to the Court only if attached to a motion for summary judgment or in response to a motion for summary judgment; or if the Court orders you to send documents or other evidence.

Sixth: Provide a Witness List. If your case is set for trial, as your trial date approaches, you will be asked to provide a witness list. After reviewing the witness list, the Court will subpoena necessary witnesses.

IT IS SO ORDERED, this 29th day of April, 2019.


UNITED STATES MAGISTRATE JUDGE